

STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of)	CASE NO. OSH 2003-16
)	
LONA KAUI,)	ORDER NO. 67
)	
Complainant,)	PRETRIAL ORDER
)	
vs.)	
)	
HAWAII TRAN-ZIT SERVICES, INC.,)	
)	
Respondent,)	
)	
and)	
)	
DIRECTOR, DEPARTMENT OF LABOR)	
AND INDUSTRIAL RELATIONS,)	
)	
Appellee.)	
<hr/>		

PRETRIAL ORDER

Pursuant to the representations of the respective parties and/or their representatives at the initial conference held on September 10, 2003, IT IS HEREBY ORDERED THAT:

1. The issues to be determined are:
 - a. Whether Respondent HAWAII TRAN-ZIT SERVICES, INC. violated Hawaii Revised Statutes (HRS) §§ 396-8(e)(1) and (3) by discriminating against the Complainant for engaging in protected activity?
 - b. If so, what penalties should be imposed?
2. Any dispositive motions shall be filed with the Hawaii Labor Relations Board (Board) by the close of business on September 24, 2003. Responses to the motions shall be filed by October 1, 2003. The Board will conduct a hearing on the motions on October 3, 2003 at 9:30 a.m. by conference call. Complainant and Respondent's representative will be contacted at their respective telephone numbers on file with the Board. Appellee's counsel shall

appear at the Board's hearing room, Room 434, 830 Punchbowl Street, Honolulu, Hawaii at the designated time.

3. Discovery deadlines are:

Unnamed and live witness
identification deadline

October 27, 2003

Discovery cut-off

November 10, 2003

4. Trial is scheduled on December 8, 2003 at 9:30 a.m. in the Board's hearing room, Room 434, 830 Punchbowl Street, Honolulu, Hawaii. The trial shall continue from day to day until completed.

5. Hereafter, this Pretrial Order shall control the course of proceedings and may not be amended except by consent of the parties and the Board, or by order of the Board.

DATED: Honolulu, Hawaii, September 12, 2003.

HAWAII LABOR RELATIONS BOARD


BRIAN K. NAKAMURA, Chair


CHESTER C. KUNITAKE, Member


KATHLEEN KACUYA-MARKRICH, Member

NOTICE TO EMPLOYER

You are required to post a copy of this Order at or near where citations under the Hawaii Occupational Safety and Health Law are posted at least five working days prior to the trial date.

Copies sent to:

Lona Kau
Alan Miyagi
Leo B. Young, Deputy Attorney General